

REMARKS

The indication of claims 3, 7, 8, 10 and 15-19 containing allowable subject matter is noted.

Many of the claims are amended for clarity. The apparatus claims have been amended to assure infringement at the time the goods are sold, prior to being it into use. The claims have also been amended to obviate an interpretation 35 USC 112, paragraph 6.

Applicants traverse the rejection of claims 1, 2, 4-6 and 11-14 as being anticipated by Kim et al. (US Patent Application No. 2002/0116465). Kim et al relates to providing a multimedia e-mail service by a known e-mail service without a local memory included in a mobile phone terminal for storing received multimedia data, but with a large capacity memory included in a multimedia server [0007, 0008].

Applicants refer to paragraphs [0021, 0022, 0023] copied in the Office Action.

[0021] A multimedia email is comprised of multimedia data and email data (figure 4A) and can be made using e.g. a bi-directional moving picture terminal or a PC that transmits it to a VOD (Video On Demand) server 108. The multimedia email 300 (figure 3) includes the Internet address 302 of the VOD server 108 to receive the multimedia email, information 306 on the email transmitter and information 308 on the email receiver, multimedia data 304, 310 and the email subject 312.

Therefore, the multimedia email is similar to a message MT2 including an address AT1 of the mobile terminal T1 and a multimedia file FM transmitted by the second terminal according to claim 1.

[0022-0023] The VOD server 108 only stores the multimedia data of the multimedia email in an internal local memory (step 402, figure 5) and adds the VOD URL (Uniform Resource Locator) address of the multimedia data to the email content and transmits the email to the email server 110 so that a destination terminal 100 subsequently selects the VOD service and receives the multimedia data in a streaming file format.

Then the email server 110 notifies the user of the arrival of the email with

multimedia data by an SMS with a VOD URL address [0024]. The email server 110 processes the email with VOD URL information as shown in figure 4B in the same manner as a typical e-mail and only the receiving portable terminal knows the email is a multimedia email. If the user portable terminal 100 supports a multimedia server and is provided with an email application, the user can be connected to the email server 110 via the portable terminal, read the email, and be connected to the VOD server 108 for a multimedia service [0025].

In comparison with the second paragraph of claim 1, the multimedia data stored in VOD server 108 is accessible to the user terminal 100 by the URL address assigned by server 108 and is not accessible by the address of the terminal. The user of another terminal, knowing the URL address, is able to access the multimedia data in server 108. Therefore, Kim does not assign a customized storage space to the user of the terminal in VOD server 108. In the applicants' application, although storage space SSM is identified by a universal resource locator (URL) address relayed by the server SW (page 11, lines 11-14), the storage space is only assigned to the user of the mobile terminal T1 because the network knows the address of the mobile terminal.

After setting up the connection between the terminal T1 and the server SW, a request to download a multimedia file FM contained in the storage space is authorized (figure 3, step 24) only if the server SW has recognized the address AT1 of the terminal T1 supplied by the network RA1 or RP (page 18, lines 9-15). In other words, Kim et al. fails to disclose a mobile terminal accessing a stored multimedia file only if the server has recognized the address of the mobile terminal supplied after a connection between the mobile terminal and the server has been established. The server in claim 1 does not add URL information to the email content transmitted to the notification means SN, as is accomplished by the Kim VOD server 108 [0023, second sentence].

Briefly, Kim does not disclose the second and third paragraphs in claim 1 that, consequently, is not anticipated by Kim. The remaining independent claims are allowable for the same reasons advanced for claim 1. The dependent claims are allowable for the same reasons advanced for the independent claims.

Allowance is in order.

To the extent necessary, a petition for an extension of time under 37 C.F.R. 1.136 is hereby made. Please charge any shortage in fees due in connection with the filing of this paper, including extension of time fees, to Deposit Account 07-1337 and please credit any excess fees to such deposit account.

Respectfully submitted,

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